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ASHLEY WALTERS

14 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
15 **FOR THE COUNTY OF LOS ANGELES**

17 ASHLEY WALTERS,

18 Plaintiff,

19 v.

20 BRIAN WARNER, a.k.a MARILYN MANSON;
21 MARILYN MANSON RECORDS, INC.; and
DOES 1 through 10, inclusive,

22 Defendants.

Case No: **21STCV18680**

COMPLAINT FOR DAMAGES

1. Sex Discrimination in Violation of Cal. Civ. Code §§ 51, 51.5, 52
2. Sexual Harassment in Violation of Cal. Civ. Code § 51.9 and 52
3. Sexual Assault in Violation of Cal. Civ. Code § 340.16
4. Interference with the Exercise of Civil Rights in Violation of the Bane Act, Cal. Civ. Code § 52.1
5. Sexual Battery in Violation of California Civil Code § 1708.5
6. Intentional Infliction of Emotional Distress

JURY TRIAL DEMANDED

1 and has been, at all relevant times, a citizen of the United States of America and is currently residing in
2 the State of California, Los Angeles County

3 9. Upon information and belief, Defendant Brian Warner is, and at all times relevant hereto,
4 an individual residing in Los Angeles County.

5 10. Upon information and belief, Defendant Marilyn Manson Records, Inc. is, and at all
6 times relevant hereto, a corporation registered and existing under the laws of the State of California with
7 its principal place of business located within Los Angeles County and conducting business throughout
8 the country and internationally.

9 11. The true names of Defendant Does 1 through 10, inclusive, are presently unknown to
10 Plaintiff, who therefore sues each of these Defendants by such fictitious names. Upon ascertaining the
11 true identity of Doe Defendants, Plaintiff will amend this complaint, or seek leave to do so, by inserting
12 the true name in lieu of the fictitious name. Plaintiff is informed and believes, and on this basis of such
13 information and belief allege, that each Doe Defendant is in some manner legally responsible for the
14 acts, omissions, injuries and damages herein alleged.

15 **STATEMENT OF FACTS**

16 12. Brian Warner, fifty-two (52) years old, began his career as a musician in or around 1989.
17 Throughout his professional career Warner has been involved in various artistic ventures – most notably
18 in music, production, film, and television. Through his endeavors he has gained influence and power in
19 the entertainment industry.

20 13. Warner has gained particular fame and notoriety over the years as a result of his
21 controversial image and stage persona alter ego, Marilyn Manson – created by adopting the first name of
22 Marilyn Monroe and surname of infamous serial killer and cult leader Charles Manson.

23 14. In or about 1999, Warner founded Marilyn Manson Records, Inc. In his capacity as
24 musician and CEO, he employed various staff members and assistants over the years to assist in
25 facilitating his various professional and personal endeavors.

26 15. In March 2010, Defendant Warner reached out to Plaintiff via social media to
27 compliment her photography.

28 16. Walters, an aspiring professional photographer, was thrilled that someone in the creative

1 and entertainment field like Defendant recognized and admired her photography.

2 17. Throughout the next month, Defendant continued to frequently call and text message
3 Walters. He suggested that they collaborate on future artistic endeavors, which Plaintiff was excited to
4 discuss.

5 18. In May 2010, Defendant asked Walters to come to his home/studio in West Hollywood to
6 discuss potential creative collaborations. Plaintiff agreed.

7 19. When Walters arrived, she was instructed to park her car in the business lot behind
8 Defendant's residence. She did not know at the time that the parking lot was locked from 2 a.m. to 7
9 a.m.

10 20. As Walters entered Defendant's residence, she was disoriented by the almost total
11 darkness inside despite it still being light outside.

12 21. Walters and Defendant began looking through art books, paintings, and journals. Walters
13 was excited to be discussing artwork with an artist she admired.

14 22. As the day turned into night, Defendant asked to take photographs of Walters. She
15 agreed. As Defendant continued taking photographs, he asked Walters to remove her shirt. Walters, an
16 artist herself, was not opposed to provocative art in theory, but the way in which Defendant insisted
17 caused her to pause. Eventually, Walters agreed to remove her shirt but not her bra.

18 23. After Defendant finished taking photographs of Walters, he pushed her onto his bed and
19 pinned down her arms. Walters turned her head away as Defendant tried to kiss her on the lips. She
20 quickly moved away from Defendant.

21 24. Defendant then moved behind Walters and bit her ear while grabbing her hand and
22 placing it in his underwear. Walters again moved away from Defendant and, realizing it was now after 7
23 a.m., she was able to leave.

24 25. Immediately after Walters left, Defendant bombarded her with text messages praising her
25 and telling her how much he loved their conversations and looked forward to working with her.

26 26. Walters left Defendant's residence after their first meeting feeling confusion and fear, but
27 she also felt excitement about their creative connection and similar artistic interests. She felt lucky that
28 Defendant recognized her talent and looked forward to working with him creatively. She unconsciously

1 made the decision to focus on their shared interests and ignore the traumatizing experience of being
2 pinned to his bed.

3 27. Following the photo shoot Defendant continued to communicate with Plaintiff about art
4 work and other opportunities. The conversations remained professional and appropriate. As a result
5 Plaintiff believed the two were on the brink of potentially forging a professional relationship and that
6 Defendant would respect her professional boundaries moving forward.

7 28. On one occasion, Plaintiff modeled for a photo shoot for Defendant where she was
8 topless and only wearing pantyhose. Defendant acted professionally and did not make any advances on
9 Plaintiff.

10 29. Sometime after this photo shoot, Defendant asked Walters to be his director of
11 photography and to perform in a video shoot. Defendant told her that it would be an “audition” so that
12 he could analyze her creative skills.

13 30. During the shoot, Defendant told Walters he “loved when girls looked like they had just
14 been raped” and told her to wear a Nazi jacket, slick her hair with water, put on heavy black eyeliner,
15 and wear slightly smeared red lipstick.

16 31. Defendant ordered Walters to remove all of her clothing except her underwear and Nazi
17 jacket and get into bed with an actor who was also part of the video shoot.

18 32. Defendant then painted Walters’ nipples red while reiterating that it was “purely
19 professional.”

20 33. The video shoot involved images being projected onto Walters and the actor while
21 Walters kissed him.

22 34. However, as Walters moved slightly on the bed, she realized that the actor had unzipped
23 his pants and was touching his penis under the comforter.

24 35. It became clear to Walters that Defendant either planned or was aware that the actor was
25 touching himself because he told Walters to “help” the actor.

26 36. Instead, Walters attempted to diffuse the situation by making small talk while she hurried
27 to get dressed. When she attempted to leave the room the actor threw her against the wall and roughly
28 shoved his tongue into her mouth.

1 37. Defendant praised Walters for being so amazing during the shoot, reiterating that he liked
2 that the actor was attracted to her.

3 38. Walters was again both pleased that Defendant was proud of her work and incredibly
4 traumatized by what occurred. The line between artistic expression and flat-out abuse felt confusing and
5 blurry.

6 39. Plaintiff later learned that Defendant was bragging to the actor that he could get Plaintiff
7 to sleep with him.

8 40. During the weeks that followed the video shoot, Defendant continued to tell Walters how
9 much he loved her work. Defendant was overly effusive in praising Walters. His expert manipulation
10 was both calculated and effective. Walters pushed away thoughts about the abuse she endured while in
11 Defendant's physical presence.

12 41. In or around August 2010, Defendant asked Walters to work as his Personal Assistant by
13 telling her that he would pay her double what she was earning at her production company job.

14 42. Defendant informed Walters that although she would officially be his Personal Assistant,
15 she would focus on his art projects. Defendant glorified Plaintiff's role telling her that she would travel
16 internationally with him and take over the world with "their" art.

17 43. At this point, Defendant had manipulated Walters to the point that she unconsciously
18 ignored the red flags. She knew it could be an incredible opportunity to become involved in the creative
19 entertainment field – one that would not be likely to come around again – so she accepted the position.

20 44. However, after accepting the position, Plaintiff was informed by Defendant's then
21 Manager that Defendant was difficult to please and that most assistants only lasted a few months.
22 Walters was told at the start that she would receive one (1) month of severance pay if her employment
23 with Defendant did not last longer than one (1) year.

24 45. Although she did not technically live in-house, Walters was required to spend the vast
25 majority of her time at Defendant's residence, and her workday typically began around 5 p.m. and
26 continued throughout the duration of the night.

27 46. Defendant maintained a peculiar and disorienting home and workplace. The interior of
28 the home was covered in graffiti, blood and inappropriate phrases, all of the furniture throughout the

1 house/workplace was black, the carpet was black, and every window was covered with blackout curtains
2 to prevent any outside light from entering the home/workplace. The rooms were kept dark with a few
3 dimly lit lamps as the only source for light. As a result, Walters and other employees used flashlights
4 and LED headlamps to find their way around the residence.

5 47. Employees were also not permitted to keep the temperature of the house/workplace above
6 65 degrees. If the temperature rose above 65 degrees, Defendant would explode in anger and screaming
7 fits to the extent that he would break furniture and household items.

8 48. Defendant also openly displayed a glass closet in his dimly lit bedroom which Plaintiff
9 later learned Defendant coined the “bad girl room.” On several occasions he deliberately made a mess
10 in the closet and forced Plaintiff to organize and clean up after him.

11 49. This behavior was routine for Defendant, who frequently destroyed furniture, electronics,
12 and other fixtures in his home during fits of rage. Following these episodes, he would assign Walters the
13 near impossible task of rearranging everything back to its original state. Defendant used this as an
14 excuse to berate her for not completing the task fast enough.

15 50. Defendant intentionally created an atmosphere that was isolating and began refusing to
16 allow Walters to visit family on most holidays or take any time off.

17 51. In or around September 2010 at the Spike TV Scream Awards in Los Angeles, an
18 intoxicated Defendant pushed Walters onto the lap of an actor and bragged that he could “have her.” The
19 actor proceeded to kiss Walters and keep her on his lap. Defendant commonly offered Walters up to his
20 influential industry friends and associates.

21 52. In or around October 2010, Defendant once again offered Walters to an industry friend
22 and director during a group outing. This director groped Walters repeatedly throughout the night and
23 once they returned to Defendant’s residence, he cornered her and shoved his hand up her skirt while
24 covering her mouth so his date could not hear.

25 53. Defendant routinely encouraged, promoted, and expected Walters to “please” his friends
26 in whatever way they desired. Despite his behavior, she continued to attend industry events and
27 gatherings because it was expected as a part of her job. Defendant heavily relied on Walters’ presence
28 and rarely attended any events without her. Additionally, she believed it would garner favor from

1 Defendant and feared the loss of opportunities in an industry she worked hard to be a part of.

2 54. During this period, Defendant first showed Plaintiff a video he made depicting his abuse
3 of a young female fan, which showed Defendant stripping her down and whipping her until she
4 screamed and cried. He also pulled a gun on the girl in the video.

5 55. Defendant repeatedly played the video for Plaintiff at maximum volume.

6 56. Plaintiff later learned that the girl in the video was an alleged minor at the time the video
7 was made.

8 57. Defendant regularly engaged in threatening behavior towards Walters. On one occasion,
9 Walters locked herself in Defendant's room and Defendant broke down the door when she refused to
10 open it.

11 58. Defendant also openly spoke about gang affiliations, and his ability to "destroy lives" and
12 even have people killed if he so desired.

13 59. Defendant ordered his employees to say damaging and offensive things or wear Nazi
14 paraphernalia while he recorded them so that he would have collateral in the event they spoke out
15 against him. He also broke into his employees' personal computers in hopes of finding damaging
16 information he could use as blackmail.

17 60. Additionally, Defendant regularly unraveled into drug-induced fits of rage toward
18 Plaintiff. During these drug binges, he threw dishes at Walters, threatened to commit suicide, and even
19 pushed her into a wall.

20 61. Warner also boasted that he had gotten away with raping women.

21 62. Defendant routinely told Walters that he wanted to kill women he was involved with, and
22 she was forced to witness the abuse he inflicted on women. His girlfriends often hid in the guest
23 bathroom waiting for Defendant to leave. On more than one occasion, Walters snuck food and drinks
24 into the guest bathroom for Defendant's then girlfriends Evan Rachel Wood ("Wood") and Esme Bianco
25 ("Bianco") who were afraid to leave the room.

26 63. On one occasion in December 2010, Walters witnessed Defendant throw a prop skull so
27 hard at Wood that it left a large raised welt on her stomach.

28 64. During this same time, Defendant painted a portrait of Plaintiff for Christmas, signing it:

1 “Precum, witch tits. Love You Forever,” referencing their first time meeting.

2 65. Walters was often required to accompany Defendant on various personal and work trips.
3 On these trips, she witnessed Defendant’s constant degradation of his female fans.

4 66. In January 2011, Walters traveled with Defendant and other staff on a trip to Vienna,
5 Austria. Luggage containing several narcotics, including cocaine, was placed in her name unbeknownst
6 to her. In fear of alerting airport security, she did not object.

7 67. While in Vienna, Defendant met with a young girl. After inviting her to his hotel room,
8 he bragged to Walters about having sex with her. He also texted Walters from his hotel room saying he
9 took the girl’s virginity.

10 68. In March 2011, Walters traveled on an international trip with Defendant to perform for a
11 wealthy musician. She once again had luggage containing narcotics checked in under her name.
12 Although reluctant, Walters complied with the instruction in order to avoid Defendant’s explosive anger.

13 69. Warner, like he did with so many of his industry friends, forced Walters to flirt with the
14 musician, sit on his lap and give him a kiss. While Defendant took pleasure in treating Walters like his
15 property, especially in front of his “friends,” many, including this musician, went too far. The musician
16 groped Plaintiff and engaged in inappropriate behavior while Defendant encouraged it.

17 70. Things became so inappropriate on this trip that Plaintiff was approached a few months
18 later by the musician’s team several times in an attempt to “buy” her away from Defendant.

19 71. Plaintiff later learned of the musician’s penchant for young women on his team and his
20 mistreatment of them. Plaintiff also knew that the musician was paying Defendant a large sum of
21 money to perform and that the two had a substantial business relationship, so she had to bear the burden
22 of this constant inappropriate behavior or run the risk of losing her job and Warner’s aggression if she
23 did not submit to his requests.

24 72. In June 2011, Defendant’s then-girlfriend Bianco ended their relationship. Bianco texted
25 Plaintiff to tell her to get out of the house because she knew that Defendant would be dangerous. As a
26 result, Plaintiff left the house and picked up Bianco.

27 73. That evening both Walters and Bianco were distressed over Defendant’s current state of
28 mind. Bianco was fearful of Defendant’s reaction to their breakup as he had been abusive towards her on

1 several occasions throughout their relationship, and Walters felt defeated by Defendant's relentless
2 abuse of her during this period of time. After drinking together, they attempted to drive and were
3 involved in a car accident. Walters was arrested for a DUI.

4 74. In July 2011, Defendant discovered that Plaintiff was with his Bianco when she got into
5 the car accident. He was furious that Plaintiff was with his ex-girlfriend that evening and abruptly
6 terminated her employment.

7 75. Approximately one week later, Defendant rehired Walters. Defendant initially lured
8 Walters back into employment by telling her that he loved her and considered her family. Defendant
9 promised that he would change his behavior and things would get better. However, within two (2) weeks
10 the honeymoon period was over and Defendant continued to berate Walters on a regular basis.

11 76. On several occasions, he forced Plaintiff to stay up for 48 hours straight. She was
12 required to stand for twelve (12) hours straight on a chair without moving while taking pictures of him.
13 Defendant fed her cocaine to force her to stay awake.

14 77. In August 2011, Defendant accused Walters of trying to sabotage his career, and as a
15 result attempted to ruin her reputation by beginning a smear campaign. He physically and verbally
16 threatened her.

17 78. During that same time, Defendant also forced Walters to go onto the roof and cut wires
18 because he believed the neighbors were tapping his phone.

19 79. In October 2011, her employment was terminated for a second and final time. Following
20 her termination, Defendant continued to threaten her, accused her of stealing artwork from his home,
21 and hacked into her Facebook account.

22 **THE DISCOVERY RULE**

23 80. Walters did not discover the circumstances sufficient to put her on notice of her potential
24 causes of action until the Fall of 2020. During this time, a group of individuals who had been victimized
25 by Defendant reached out to Plaintiff to ask about her own experience while working for him. The
26 support group included several of Defendant's ex-girlfriends such as Wood, Bianco, and Ashley Morgan
27 Smithline ("Smithline"). It was during these meetings that Plaintiff realized the extent of her
28 experiences and that what she suffered during her employment was not only traumatic, but unlawful.

1 81. Through her involvement in the support group, Plaintiff learned about a whole new side
2 to Defendant’s manipulative behavior. The stories shared by multiple survivors involved in the group
3 revealed a common thread of Defendant’s horrific abusive behavior. Several of the women revealed they
4 had been sexually assaulted, raped, and physically and psychologically abused by Defendant. Many of
5 the survivors suffer from post-traumatic stress disorder (PTSD) as a result of the mistreatment.

6 82. Publicist Annie Abrams (“Abrams”) and Artist Gabriella Accarino (“Accarino”) named
7 Defendant as their rapist and detailed other physical abuse experienced at his hands throughout their
8 relationship.

9 83. Model Sarah McNeilly (“McNeilly”) revealed being locked out of Defendant’s house in
10 little to no clothing when she was ‘bad,’ being isolated from family and friends, and thrown up against a
11 wall by Defendant who threatened to bash her face in with a baseball bat.

12 84. Musician Chloe Black (“Black”) revealed she was heavily bruised as a result of
13 Defendant’s physical abuse, and that he did not allow her to eat, sleep, or leave his house.

14 85. Model Scarlett Kappella (“Kappella”) revealed Defendant’s control over when she was
15 allowed to speak, what she was allowed to wear, and how she was allowed to style herself.

16 86. Stylist Love Bailey (“Bailey”) revealed Defendant put a gun to her head during her first
17 encounter with him while she was working on a photo shoot with him. While at his studio, she saw his
18 glass closet “bad girl room” and several disturbing artwork pieces throughout the studio.

19 87. Musician Phoebe Bridgers (“Bridgers”) recounted visiting Defendant’s house as a
20 teenager wherein he referred to a room as “the rape room.”

21 88. Musician Ellie Rowsell (“Rowsell”) revealed Defendant filmed up her skirt with a GoPro
22 camera when they first met at a music festival.

23 89. Musician Spencer Rollins (“Rollins”) and former Personal Assistant Dan Cleary
24 (“Cleary”) detailed witnessing Defendant’s abusive behavior towards women he was involved with on
25 several occasions.

26 90. Rollins recounted witnessing Defendant’s abuse of Wood throughout their romantic
27 relationship. Defendant harassed him, and threatened to kill and destroy him as a result of his friendship
28 with Wood.

1 91. Cleary recalled seeing Defendant frequently throw things and threaten to kill his then
2 girlfriend.

3 92. Additionally, the support group revealed that branding was a tactic frequently utilized by
4 Defendant. Smithline revealed being branded with Defendant's initials by a knife.

5 93. Bianco revealed being cut and marked with a Nazi knife by Defendant during sex. On
6 one occasion, he chased her with an ax. On another occasion, he tied her to a prayer kneeler, beat her
7 with a whip, and electrocuted her. Defendant would later revel in his gruesome behavior by taking
8 pictures of her scarred body.

9 94. Several women, including Smithline and Accarino, shared similar stories of Defendant's
10 proclivity for blood pacts and other psychologically coercive tactics.

11 95. From these meetings, Plaintiff realized that those not involved in romantic relationships
12 with Defendant were similarly branded with matching twin tattoos. She had been branded by Defendant
13 when she received a matching tattoo. At the time she was tattooed, she believed it was a sign of
14 inclusivity. Plaintiff was manipulated into thinking that the tattoo was a sign of acceptance since
15 Defendant's band members and close friends also prominently displayed similar tattoos.

16 96. Plaintiff also discovered that Defendant called the glass closet displayed in his bedroom
17 the "bad girl room" because women were locked inside when they did something that displeased
18 Defendant. Smithline revealed being frequently sent to the room throughout the course of their
19 relationship.

20 97. The abuse and treatment described by women of the support group resonated deeply with
21 Walters. As his Personal Assistant, Walters suffered similar instances of manipulation and psychological
22 abuse. Defendant Warner's harassing, degrading, offensive, and discriminatory behavior created an
23 abusive and harmful environment. Walters was frequently and routinely berated in front of others.

24 98. Moreover, through the recent exposure of Warner's conduct towards women, Plaintiff
25 has also received reports from others that establish a pattern of abusive and coercive treatment towards
26 those Warner encountered over his long career.

27 99. Thus, to the extent Walters causes of action would have expired by the time this action
28 was filed, the statute of limitations period for her causes of action were tolled and are timely.

1 **CAUSES OF ACTION**

2 **FIRST CAUSE OF ACTION**

3 **(Sex Discrimination in Violation of Cal. Civ. Code §§ 51, 51.5, 52)**

4 100. Plaintiff re-alleges and incorporates by reference the allegations contained in the
5 paragraphs above as if fully set forth herein.

6 101. California Civil Code section 51, also known as the Unruh Act, provides that all persons
7 in the state are entitled to the “full and equal accommodations, advantages, facilities, privileges, or
8 services in all business establishments of every kind whatsoever,” regardless of sex.

9 102. In addition, California Civil Code section 51.5 prohibits any business establishment from
10 discriminating against, blacklisting, or refusing to contract with any person in California based on their
11 sex.

12 103. Defendant intentionally discriminated against Plaintiff and denied her full and equal
13 accommodations, advantages, facilities, privileges, or services because of their sex. Defendant
14 intentionally denied such rights when he sexually harassed and exploited Plaintiff and, created a culture
15 of sexual exploitation, permitted sexual exploitation to continue, and engaging in other conduct
16 described herein.

17 104. As a result of Defendants acts, Plaintiff suffered harm.

18 105. Plaintiff did not discover their cause of action until later, as described by paragraphs 80-
19 99.

20 106. As a result of this unlawful conduct, Plaintiff is entitled to damages pursuant to
21 California Civil Code section 52, subdivision (a) in an amount to be determined at trial.

22 107. The conduct of Defendant as described herein was done with oppression, fraud, and/or
23 malice. Plaintiff is entitled to punitive damages.

24 **SECOND CAUSE OF ACTION**

25 **(Sexual Harassment in Violation of Cal. Civ. Code § 51.9 and 52)**

26 108. Plaintiff re-alleges and incorporates by reference the allegations contained in the
27 paragraphs above as if fully set forth herein.

28 109. Plaintiff was in a business, service or professional relationship with Defendants. At the

1 time of the sexual harassment and exploitation, Plaintiff was actively employed by Defendant Warner as
2 his Personal Assistant.

3 110. In or around 2010 until her termination in 2011, Defendant Warner harassed and
4 exploited Plaintiff and by offering her to others for sex and subjected her to a sexually exploitative
5 environment.

6 111. Because of Defendant Warner's powerful role in the industry in which Plaintiff worked
7 and aspired to be a part of, the Plaintiff felt pressured to acquiesce to the Defendant Warner's demands.

8 112. As a result of Defendants acts, Plaintiff suffered harm.

9 113. Plaintiff did not discover their cause of action until later, as described by paragraphs 80-
10 99.

11 114. As a result of this unlawful conduct, Plaintiffs is entitled to damages pursuant to
12 California Civil Code section 52, subdivision (b)(1) in an amount to be determined at trial.

13 115. The conduct of Defendant as described herein was done with oppression, fraud, and/or
14 malice. Plaintiffs is entitled to punitive damages.

15 **THIRD CAUSE OF ACTION**

16 **(Sexual Assault in Violation of Cal. Civ. Code §340.16)**

17 116. Plaintiff re-alleges and incorporates by reference the allegations contained in the
18 paragraphs above as if fully set forth herein.

19 117. Defendant Warner committed a sexual assault of Plaintiff as more fully described in
20 Section 243.4, 261, 262, 264.1, 286, 287, or 289, or former Section 288a, of the California Penal Code,
21 and/or assault with the intent to commit any of those crimes, and/or or an attempt to commit any of those
22 crimes.

23 118. Plaintiff did not discover their cause of action until later, as described by paragraphs 80-
24 99.

25 119. Plaintiff's requests for relief are set forth below.

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1 **FOURTH CAUSE OF ACTION**

2 **(Interference with the Exercise of Civil Rights in Violation of the Bane Act,**
3 **Cal. Civ. Code § 52.1)**

4 120. Plaintiff re-alleges and incorporates by reference the allegations contained in the
5 paragraphs above as if fully set forth herein.

6 121. California Civil Code section 52.1, also known as the Bane Act, prohibits any person or
7 persons from interfering with the exercise or enjoyment of rights under the Constitution and laws of this
8 state and the United States by use or attempted use of threats, intimidation, or coercion.

9 122. Defendant used or attempted to use threats, intimidation, or coercion to interfere with the
10 civil rights of Plaintiff, including but not limited to their rights to be free from sex discrimination.
11 Defendant engaged in the conduct described herein because of the sex of Plaintiff. Defendant
12 intimidated and coerced Plaintiff by engaging in conduct described herein.

13 123. Because of Defendant Warner's powerful role in the industry in which Plaintiff worked
14 and aspired to be a part of, the Plaintiff felt pressured to acquiesce to the Defendant Warner's demands.

15 124. By the conduct described herein, Defendant intended to deprive Plaintiff of enjoyment or
16 exercise of her civil rights.

17 125. As a result of Defendants acts, Plaintiff suffered harm.

18 126. Plaintiff did not discover their cause of action until later, as described by paragraphs 80-
19 99.

20 127. As a result of this unlawful conduct, Plaintiff is entitled to damages in an amount to be
21 determined at trial.

22 128. The conduct of Defendant as described herein was done with oppression, fraud, and/or
23 malice. Plaintiffs is entitled to punitive damages.

24 **FIFTH CAUSE OF ACTION**

25 **(Sexual Battery in Violation of California Civil Code § 1708.5)**

26 129. Plaintiff re-alleges and incorporates by reference the allegations contained in the
27 paragraphs above as if fully set forth herein.

28 130. Defendant committed a sexual battery upon Plaintiff by acting with the intent to cause an

1 imminent apprehension of a harmful or offensive contact with an intimate part of plaintiff.

2 131. As a result of Defendants acts, Plaintiff suffered harm.

3 132. Plaintiff did not discover their cause of action until later, as described by paragraphs 80-
4 99.

5 133. As a result of this unlawful conduct, Plaintiff is entitled to damages in an amount to be
6 determined at trial.

7 134. The conduct of Defendant as described herein was done with oppression, fraud, and/or
8 malice. Plaintiffs is entitled to punitive damages.

9 **SIXTH CAUSE OF ACTION**

10 **(Intentional Infliction of Emotional Distress)**

11 135. Plaintiff re-alleges and incorporates by reference the allegations contained in the
12 paragraphs above as if fully set forth herein.

13 136. Defendant's conduct was extreme and outrageous with the intention of causing, or
14 reckless disregard of the probability of causing emotional distress.

15 137. As a result of Defendants acts, Plaintiff suffered harm and severe emotional distress.

16 138. Plaintiff did not discover their cause of action until later, as described by paragraphs 80-
17 99.

18 139. As a result of this unlawful conduct, Plaintiff is entitled to damages in an amount to be
19 determined at trial.

20 140. The conduct of Defendant as described herein was done with oppression, fraud, and/or
21 malice. Plaintiffs is entitled to punitive damages.

22 **PRAYER FOR RELIEF**

23 WHEREFORE, Plaintiff prays this Court enter a judgment against Defendant that:

- 24 A. Judgment be entered in favor of Plaintiff against Defendant;
- 25 B. That the Plaintiff be awarded back pay, lost wages and front pay where available;
- 26 C. That the Plaintiff be awarded compensatory damages where available;
- 27 D. That the Plaintiff be awarded punitive damages where available;
- 28 E. That the Plaintiff be awarded pre-judgment and post-judgment interest;

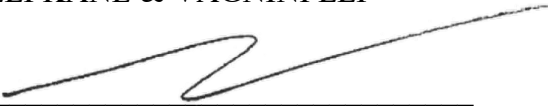
- 1 F. That the Court award Plaintiff attorney's fees and costs associated with this
2 matter, including but not limited to expert fees' and costs;
- 3 G. That the Defendants discontinue the access to and use of all personal data
4 obtained regarding Plaintiff and destroy any such records or information at the
5 conclusion of this legal dispute;
- 6 H. That the Defendants discontinue the access to and use of all images captured of
7 Plaintiff and destroy any such images at the conclusion of this legal dispute;
- 8 I. That the Defendants discontinue the access to and use of all explicit images
9 captured of women without first obtaining the express written consent for the use
10 of said images and destroy any and all images Defendants do not have such
11 written consent to view or use upon the conclusion of this legal dispute;
- 12 J. Upon the destruction of all personal data and images addressed in paragraphs G-I
13 above, that the Defendants execute a public, sworn statement verifying that no
14 personal data or images addressed herein remain in the possession of Defendants
15 or their affiliates;
- 16 K. That the Defendants submit to anti-sexual harassment and anti-sexual violence
17 training provided by a reputable organization such as RAINN;
- 18 L. Such further legal and equitable relief as this Court may deem just and proper.

19 **DEMAND FOR JURY TRIAL**

20 Plaintiff also demands a jury trial on all issues so triable.

21
22 Dated: May 18, 2021

23 Respectfully Submitted,
24 HADSELL STORMER RENICK & DAI LLP
25 VALLI KANE & VAGNINI LLP

26 By: 
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